

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

U.S. DISTRICT COURT
NORTHERN DIST. OF TX
FILED
2019 DEC -6 PM 3:42

UNITED STATES OF AMERICA

DEPUTY CLERK

v.

NO. 3:19-CR-371-L

JOSE MARIA UVALLE (03)

FACTUAL RESUME

In support of Maria Uvalle's's plea of guilty to the offense in Count 2 of the Indictment, Maria Uvalle's, the defendant, Robert Herrington, the defendant's attorney, and the United States of America (the government) stipulate and agree to the following:

ELEMENTS OF THE OFFENSE

To prove the offense alleged in Count 2 of the Indictment, charging a violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C), that is, Possession with Intent to Distribute a Controlled Substance, the government must prove each of the following elements beyond a reasonable doubt:¹

- First.* That the defendant knowingly possessed a controlled substance;
- Second.* That the substance was in fact a mixture or substance containing a detectable amount of methamphetamine; and
- Third.* That the defendant possessed the substance with the intent to distribute it.

STIPULATED FACTS

1. On or about June 14, 2019, in the Dallas Division of the Northern District of Texas and elsewhere, the defendant, Jose Maria Uvalle, knowingly possessed with

¹ Pattern Crim. Jury Instr. 5th Cir. 2.93 (2015).

intent to distribute a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1) & (b)(1)(C).

2. More specifically, on June 14, 2019, Maria Uvalle's was in possession of approximately one kilogram of methamphetamine, which he intended to distribute.

[remainder of page left intentionally blank]

3. The defendant agrees that the defendant committed all the essential elements of the offense. This factual resume is not intended to be a complete accounting of all the facts and events related to the offense charged in this case. The limited purpose of this statement of facts is to demonstrate that a factual basis exists to support the defendant's guilty plea to Count 2 of the Indictment.

AGREED TO AND STIPULATED on this 2nd day of December, 2019.

ERIN NEALY COX
UNITED STATES ATTORNEY

X
Jose Maria
JOSE MARIA UVALLE
Defendant

[Signature]
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